NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Address to:

Mail Stop AF

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

In re Application of:

SUWALA ET AL

Application Number:

10/790,946

Confirmation Number: 2173

Filing Date:

March 2, 2004

For.: Hierarchical Protection Switching Framework

Art Unit:

2416

Examiner Name:

ALIA, Curtis A.

Attorney Docket No.:

36765

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

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The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)): (fee code 1401)

\$ 540

No extension of time under 37 C.F.R. § 1.136 is believed necessary. To the extent that a petition for a different or additional extension of time is deemed necessary, a petition for a sufficient extension of time to render the present submission timely is requested. Please charge Deposit Account No. 501430 the appropriate petition fee.

\$0

(Believed Due) TOTAL FEES =

\$540

The fees due are being <u>paid via EFS-Web</u> with the submission of this paper. The Commissioner is also authorized to credit overpayments or charge any fees due under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 501430. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefore, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 501430 for any fee that may be due in connection with any such request.

| Attorney of Record | Kirk D. Williams, Reg. No. 42,229, Attorney of Record, phone: 303-282-0151 |
|-----------------------|--|
| Signature | M2 |
| Date | April 20, 2009 |